

KEVIN G. HORBATIUK (KGH-4977)  
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Attorneys for Defendant  
**CUNNINGHAM DUCT WORK s/h/i/a**  
**CUNNINGHAM DUCT CLEANING CO., INC.**  
26 Broadway - 28th Floor  
New York, New York 10004  
(212) 482-0001

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
**IN RE COMBINED WORLD TRADE CENTER**  
**AND LOWER MANHATTAN DISASTER SITE**  
**LITIGATION**  
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**21 MC 102 (AKH)**

**ARTURO ARIAS and MARILYN QUINTANA,**

**DOCKET NO:**  
**07 CV 5274**

**Plaintiffs,**

**-against-**

**100 CHURCH, LLC, AMBIENT GROUP, INC.,**  
**AMERICAN EXPRESS BANK, LTD., AMERICAN**  
**EXPRESS COMPANY, AMERICAN EXPRESS**  
**TRAVEL RELATED SERVICES COMPANY, INC.,**  
**BATTERY PARK CITY AUTHORITY, BFP ONE**  
**LIBERTY PLAZA CO., LLC, BFP TOWER**  
**C CO., LLC, BFP TOWER C MM LLC**  
**BLACKMON-MOORING STEAMATIC**  
**CATASTROPHE, INC., d/b/a BMS CAT, BROOKFIELD**  
**FINANCIAL PROPERTIES, INC., BROOKFIELD**  
**FINANCIAL PROPERTIES, L.P, BROOKFIELD**  
**PARTNERS, L.P., BROOKFIELD PROPERTIES**  
**CORPORATION, BROOKFIELD PROPERTIES**  
**HOLDINGS, INC., CUNNINGHAM DUCT**  
**CLEANING CO., GENERAL RE SERVICES**  
**CORP., GPS ENVIRONMENTAL CONSULTANTS,**  
**INC., HILLMAN ENVIRONMENTAL GROUP,**  
**LLC., INDOOR AIR PROFESSIONALS, INC.,**  
**INDOOR ENVIRONMENTAL TECHNOLOGY, INC.,**  
**LAW ENGINEERING, P.C., LEHMAN BROTHERS**  
**HOLDINGS, INC., LEHMAN BROTHERS, INC.,**  
**BEHMAN COMMERCIAL PAPER, INC., MCCLIER**  
**CORPORATION, MERRILL LYNCH & CO.,**  
**INC., NATIONAL ASSOCIATION OF SECURITIES**

**NOTICE OF**  
**ADOPTION OF**  
**ANSWER TO**  
**MASTER COMPLAINT**

**DEALERS, INC., NEW LIBERTY PLAZA, L.P.,  
NEW YORK CITY INDUSTRIAL DEVELOPMENT  
AGENCY, ONE LIBERTY PLAZA, ROYAL AND  
SUNALLIANCE INSURANCE GROUP., PLC, THE  
BOARD OF MANAGERS OF THE ONE LIBERTY  
PLAZA CONDOMINIUM (CONDO #1178), THE ONE  
LIBERTY PLAZA CONDOMINIUM (CONDON # 1178),  
TRAMMELL CROW COMPANY, TRAMMELL  
CROW CORPORATE SERVICES, INC., TRC  
ENGINEERS, INC., TUCKER ANTHONY, INC.,  
WFP ONE LIBERTY PLAZA CO., L.P., WFP ONE  
LIBERTY PLAZA CO., G.P., CORP., WFP  
RETAIL CO., CO., G.P., CORP., WFP RETAIL CO.  
L.P., WFP TOWER A CO., WFP TOWER A CO.,  
G.P., CORP., WFP TOWER A CO., L.P., WORLD  
FINANCIAL PROPERTIES, L.P., AND ZAR REALTY  
MANAGEMENT CORP., ET AL.**

**Defendants.**

.....X  
**PLEASE TAKE NOTICE**, that defendant CUNNINGHAM DUCT WORK s/h/i/a  
CUNNINGHAM DUCT CLEANING CO., INC. ("CUNNINGHAM"), by its attorneys, RUSSO,  
KEANE & TONER, LLP, as and for its Response to the allegations set forth in the Complaint by  
Adoption (Check-Off-Complaint) Related to the Master Complaint filed in the above referenced  
action, hereby adopt their Answer to Master Complaint dated, August 1, 2007, which was filed in  
the matter of *In Re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102  
(AKH).

**WHEREFORE**, the defendant, CUNNINGHAM demands judgment dismissing the above  
captioned caption action as against it, together with its costs and disbursements and for such other  
and further relief as this Court deems just and proper.

Dated: New York, New York  
January 30, 2008

Kevin G. Horbatiuk  
Kevin G. Horbatiuk (KGH4977)  
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TO: CHRISTOPHER R. LaPOLA, ESQ.,  
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**CERTIFICATION OF SERVICE**

I hereby certify that a copy of the above and foregoing has been served upon the following listed person by placing a copy of the same in the United States mail, postage prepared and properly addressed, this the 30th day of January, 2008.

CHRISTOPHER R. LaPOLA, ESQ.,  
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KEVIN G. HORBATIUK